



**INTERNATIONAL TRANSPORT FORUM
TRANSPORT MANAGEMENT BOARD**

Cancels & replaces the same document of 23 November 2018

Group on Road Transport

Draft Report by ALBANIA on current state of implementation of the QUALITY CHARTER

**I. DECISION No 465 OF 26 JULY 2018 ON ESTABLISHMENT OF TASK FORCE FOR IMPROVING
THE LEVEL OF ROAD CONTROL OF MOTOR VEHICLES AND THEIR TRAILERS**

II. RESPONSIBILITIES OF GDRTS REGARDING ROAD TRANSPORT CHECKS

*This document amends the draft Application on Implementation of the Quality Charter by Albania
ITF/TMB/TR(2016)3/ADD28/REV.*

*It is presented under Draft Agenda Item 3.1 of the meeting of the Group to be held on 14-15 March 2019 in The
Hague, The Netherlands.*

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*This document, as well as any data and map included herein, are without prejudice to the status of or sovereignty over any territory, to the
delimitation of international frontiers and boundaries and to the name of any territory, city or area.*

**DECISION OF COUNCIL OF MINISTERS No 465 OF 26.07.2018
FOR THE ESTABLISHMENT OF THE TASK-FORCE FOR IMPROVING THE LEVEL
OF ROAD CONTROL OF MOTOR VEHICLES AND THEIR TRAILERS**

Pursuant to Article 100 of the Constitution and Article 88 of Law no. 8308 of 18.3.1998, “On road transports”, as amended, with the proposal of the Minister of Infrastructure and Energy, Council of Ministers

DECIDED:

1. Establishing a Task-Force as a temporary special structure for improving the level of road control of motor vehicles and their trailers, which serve for their economic use, for the carriage of passengers and goods, as well as control of auto repairs unit, transaction, storage of end life or abandoned motor vehicles, trailers and their parts, and activities related to them.

2. This Task-Force is subordinate to the Minister of Infrastructure and Energy and it has in its composition 40 specialized employees, who are contracted according to the provisions of the Labour Code. The head of this structure should have previous experience in the field of management and realization of services in road transport.

3. Organizational structure, detailed description of tasks and appointment of employees shall be approved by order of the Minister of Infrastructure and Energy. Wages of Task Force employees are based on Annex 1, which is attached and is an integral part of this decision.

4. The Task-Force referred to point 1 of this decision has the following functions:

a) Roadside checks and control premises of undertakings, in accordance with the conditions set forth in this decision and the legal acts in force, for the lawfulness of the activity of:

- i. repairs unit, transaction, storage of motorized road vehicles, trailers and their parts, out of use and abandoned, as well as related activities;
- ii. workshops (tachograph calibration centres) for speed and time recorder equipment certification (tahographs);
- iii. regular passenger terminal lines, as well as in taxi stations;
- iv. places (offices) of road and passenger transport companies;
- v. places of cargo storage, loading and unloading goods;
- vi. other activities in the field of road transport, under the responsibility of the Ministry of Infrastructure and Energy;

b) Task-Force to accomplish its duty (task) has the right to perform control of assets in suitable places, determined by joint decision of the minister responsible for transport and Ministry of Interior;

c) Developing a plan of administrative and organizational measures to strengthen and increase the efficiency of structures that provide road transport services, as well as to identify and prohibit the illegal use of road and passenger transport of vehicles that do not meet the technical-legal criteria.

- ç) Work coordination with the structures of the General Directorate of Road Transport Services, traffic Police, Albanian Road Authority and other institutions for the identification and implementation of measures in order to guarantee the implementation of technical-legal requirements by economic operators, that carry out passengers and goods transport;
- d) Coordination of work with the structures of the General Directorate of Road Transport and Traffic Police for the necessary interventions for the implementation of technical measures;
- dh) Coordination of work with Road Police units structures, by district, to support operations of Task-Force personnel in foothold, while prohibiting illegal activities, ascertained during the exercise of the task in the foothold;
- e) Cooperation with the Traffic Police structures to pursue as a priority the reports deposited for violations in the activity of different operators or individuals;
- ë) Control of the implementation of the duties left to the structures that provide road transport services and other institutions charged in accordance with this decision.
- f) Identification of emergency needs to precede the work on possible amendments to the legal framework, by laws and regulatory, which affect the improvement of activity indicators in this sector;
- g) Any other task assigned by the Minister of Infrastructure and Energy or the Steering Committee of GDRTS.

5. The Task-Force is assisted by the Technical Secretariat in administrative tasks. The Ministry of Infrastructure and Energy is in charge for the establishment of the secretariat and the determination of the manner of its functioning.

6. The Task-Force shall periodically report to the Steering Committee of GDRTS on the findings and measures taken periodically. The Steering Committee of GDRTS has the right to request information and to carry out audits on any important assessed issues.

7. The Task-Force's period of action shall be until 31 December 2019.

8. The necessary funds for the operation, the expenses and the necessary material and technical basis will be borne by the General Directorate of Road Transport Services, according to the expenditure details approved by the Minister of Infrastructure and Energy.

9. The Ministry of Infrastructure and Energy, the Ministry of Interior, the General Directorate of State Police and the General Directorate of Road Transport Services are responsible for implementing this decision.

This decision shall enter into force immediately and shall be published in the Official Journal.

PRIME MINISTER

Edi Rama

**Note. The structure of wage and salary values for each of the categories is as defined in the relevant decision of the Council of Ministers for the civil servants' salaries.*

RESPONSIBILITIES OF THE GENERAL DIRECTORATE OF ROAD TRANSPORT SERVICES (GDRTS) REGARDING CHECKS AT THE PREMISES OF ROAD TRANSPORT UNDERTAKINGS

Regarding the enforcement of legislation on tachograph and social driving hours, the General Directorate of Road Transport Services (GDRTS) has controlled tachograph workshops, for their compliance with approval requirements and operational documentation. The controls are carried out periodically. In addition, GDRTS has prepared a technical manual for workshop operations and leaflet for drivers who drive under specific rules as stipulated by the DCoM no. 1243 of 10.08.2010 “On the approval of the Regulation on the organisation of the work time for persons who carry out road transport, working hours for the drivers and registration equipment”, as well in the DCoM no. 207 of 25.02.2009 “On approval of the regulations for road side checks and undertakings, as regards the application of working time rules for persons engaged in road transport, and for drivers working hours” and in the Law no. 8378 of 22.07.1998 “Road Code of the Republic of Albania”, as amended.

According to Sectorial Strategy of Transport and Action Plan 2016-2020, approved through the Decision of the Council of Ministers, No 811, date 16th November 2016 and Action Plan 2016-2020”, it foresees 50% increase in vehicle road checks by 2020. The new equipment will increase the number of vehicles road checks undertaken.

Under IPA 2013, the project “TA for the improvement of road safety “started in April 2017 with the contract duration of two years. Further, the contract "Supply and installation of equipment for roadside technical checks spots”, was signed on November 2017. This contract will supply one mobile unit/container equipped with devises for road side checks. The new equipment will increase the number of vehicles road checks undertaken. The project’s objective is to set up roadside checks in Albania according to the respective EU acquis.

The introduction of the Technical Roadside Inspection in the Albanian legislation is operated via Art. 78 of the Law 8308 of 18.3.1998 “On Road Transports”.

The provisions of the Art. 78 are as follows:

Art. 78 - Technical condition of road vehicles with motor and their trailers in the traffic

1. Motor vehicles and their trailers must be kept in circulation at high efficiency to ensure safety and to limit noise and pollution within the limits mentioned in point 2.
2. In the implementing acts, technical conditions are defined relating to the functional characteristics of the systems and equipment, which must correspond to the vehicles, in particular with regard to tires and equivalent systems, braking, visual and illuminating signalling systems, noise limitation and environmental pollution.
3. Standards indicated in point 2 must comply with international agreements.
4. Anyone who circulates with a vehicle that has changes in constructive and functional characteristics defined or circulates with the systems referred to in Article 72 that are not functioning or are not properly installed shall be penalized with a fine of ten thousand to twenty-thousand Lek and apply additional administrative measures to block the vehicle until technical and functional requirements are met.